

# MEMORANDUM

Agenda Item No. 11(A)(14)

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**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

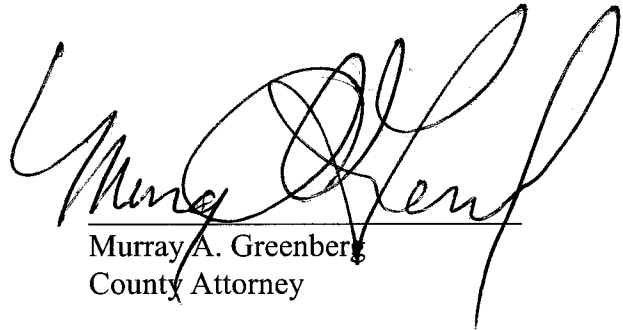
**DATE:** November 1, 2005

**FROM:** Murray A. Greenberg  
County Attorney

**SUBJECT:** Resolution retroactively  
authorizing in-kind services  
for the 15th Annual Saturday  
and Sunday In The Park With  
Art

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The accompanying resolution was prepared and placed on the agenda at the request  
of Commissioner Katy Sorenson.



Murray A. Greenberg  
County Attorney

MAG/jls

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# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**DATE:** November 1, 2005

**FROM:**

*Murray A. Greenberg*  
Murray A. Greenberg  
County Attorney

**SUBJECT:** Agenda Item No. 11(A)(14)

Please note any items checked.

\_\_\_\_\_ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised

\_\_\_\_\_ 6 weeks required between first reading and public hearing

\_\_\_\_\_ 4 weeks notification to municipal officials required prior to public hearing

\_\_\_\_\_ Decreases revenues or increases expenditures without balancing budget

\_\_\_\_\_ Budget required

\_\_\_\_\_ Statement of fiscal impact required

\_\_\_\_\_ Bid waiver requiring County Manager's written recommendation

\_\_\_\_\_ Ordinance creating a new board requires detailed County Manager's report for public hearing

\_\_\_\_\_ Housekeeping item (no policy decision required)

\_\_\_\_\_ No committee review

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 11(A)(14)  
11-1-05

RESOLUTION NO. \_\_\_\_\_

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE CULTURAL COUNCIL, INC.'S SEPTEMBER 30 – OCTOBER 2, 2005 15TH ANNUAL SATURDAY AND SUNDAY IN THE PARK WITH ART IN AN AMOUNT NOT TO EXCEED \$1,450.00 TO BE FUNDED FROM THE DISTRICT 8 IN-KIND RESERVE FUND

**WHEREAS**, the Cultural Council, Inc. has requested in-kind services from the Miami-Dade Park and Recreation Department for the September 30 – October 2, 2005 Saturday and Sunday In The Park With Art in an amount not to exceed \$1,450.00 (see attached Fee Waiver/In-Kind Service Application); and

**WHEREAS**, the Saturday and Sunday In The Park With Art is a special event, as defined in the attached Fee Waiver/In-Kind Service Application, and the in-kind services shall be funded from the District 8 In-kind Reserve Fund,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board retroactively authorizes in-kind services from the Miami-Dade Park and Recreation Department for the September 30 – October 2, 2005 Saturday and Sunday In The Park With Art in an amount not to exceed \$1,450.00 to be funded from the District 8 In-kind Reserve Fund.

The foregoing resolution was sponsored by Commissioner Katy Sorenson and offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman  
Dennis C. Moss, Vice-Chairman

Bruno A. Barreiro  
Jose "Pepe" Diaz  
Sally A. Heyman  
Dorrin D. Rolle  
Katy Sorenson  
Sen. Javier D. Souto

Dr. Barbara Carey-Shuler  
Carlos A. Gimenez  
Barbara J. Jordan  
Natacha Seijas  
Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this 1<sup>st</sup> day of November, 2005. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

DDC

Diamela del Castillo

**MIAMI-DADE COUNTY  
FEE WAIVER/IN-KIND SERVICES APPLICATION**

Please complete the following form in its entirety and submit completed form along with requested materials, if applicable, to:

Special Events Staff  
Communications Department  
111 N W 1<sup>st</sup> Street, Suite 2510  
Miami, FL 33128

Phone: (305) 375-2836  
Fax: (305) 375-3968

\*Requests will not be considered without completion of this application.

Type of Event/Application (select one of the following).

- ☐ District Event - Request for fee waiver/in-kind services will require Commission sponsor (Complete questions 1-7, sign, date and submit prior to event)
- ☐ Major Event - Large Event with expected attendance of over 5,000 or significant probability of protests, controversy, violence or vandalism (Complete questions 1-12, sign, date and submit form no later than 120 days prior to event date)
- ☒ Special Event - Event with expected attendance of less than 5,000 with localized impact limited to an individual community or municipality (Complete questions 1-12, sign, date and submit form no later than 60 days prior to event date)

1. Full legal name of the requesting organization: The Cultural Council, Inc.

2. Corporate Status: Select one of the choices below (For profit entities are not eligible):

- ☒ Not-For-Profit or Tax Exempt (attach proof)  
☐ Local Government or Public Entity  
☐ Other (specify): \_\_\_\_\_

3. Name and contact information for single point of contact (address, phone, fax, e-mail address, etc.):  
Jolly Buchmann - The Cultural Council, Inc. 7745 S W 142 Street, Palmetto Bay, 33158  
Phone: 305-238-0703 / Fax: 305-238-1298 / Email: mimbuch@bellsouth.net

4. Specify fee waiver or in-kind service requested (quantity, if applicable). 24'x42' stage and sound system from the M-D  
Park and Recreation Department Total amount of the waiver: \$1,450.00

5. Name, description, and purpose of the event (if event is a fund-raiser define the beneficiaries):  
Stage and sound system to be used from September 30 thru October 2, 2005  
at the 15th annual Saturday and Sunday In The Park With Art - a fund-raising  
event to be held on the grounds of Coral Reef Park to benefit the Cultural Council's  
Scholarship Fund.

6. Please select ALL that apply to event:

- ☐ Economic Development: Event supports vitality or growth of the local economy
- ☒ Youth/Education: Event benefits youth of any age and/or offers educational benefits
- ☐ Health and Social Services: Event supports health-related causes and/or social programs or institutions that improve quality of life within the community
- ☒ Arts and Culture: Event supports music, theatre, literature, art or culture
- ☐ Environmental: Event benefits environmental concerns or promotes conservation
- ☐ Sports and Athletics: Event supports/promotes organized sports or recreational participation

7. Physical address of event venues (please specify Commission District(s)):  
The address where the Art Show will be held at Coral Reef Park is S.W. 77th  
Avenue and 152 Street, Palmetto Bay. Commissioner Sorenson's district

Please - check

w/ Pam Regula - Extra work  
I sent these some for any one  
time back. I don't want to cause  
Thank you for your assistance  
CAROL

Del CASTILLO D. Garcia 5/13/05 10	
Post-it® Fax Note 7671	Date 4/15/05 # of pages 3
To Pam Regula	From CAROL Kingbird
Co./Dept. CA.	Co.
Phone # 375-5611	Phone # 305 378 6677
Fax # 305-375-3948	Fax #

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MAR-29-2005 16:53 FROM:KATY SORENSON- DIST 3052537495

TO:3052381298

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8. Description of regional or local impact: Artists participating at this event come from all over Florida, Georgia, N. Carolina, New York, etc. Patrons attending drive to the event from Palm Beach, Broward, the Florida Keys and Dade County. The impact is therefore extensive.
9. Daily/hourly event schedule, including set-up and breakdown schedule (attach event calendar, if applicable): Set-up will be on Friday, September 30. The fine art show opens at 10:00 a.m. both Saturday and Sunday, October 1 and 2, and ends at 5:00 on both days. Breakdown is on Monday.
10. Detailed description of event venues (map or schematic of event venues, access points, surrounding roadways and traffic flow diagrams, if applicable): Coral Reef Park is easily accessible via South Dixie Highway, the Florida Turnpike, Old Cutler Road and SW 77 Avenue.
11. Expected number of participants and estimated attendance (per day, if applicable): Attendance at the art show last year: 9,000 people not including hundreds of children. We expect that many or more on October 1st and 2nd, 2005.
12. Itemized budget, including total event budget, total host budget and total commitment of resources (attach additional pages as needed):

See attached

I hereby certify that all the statements made in this application are true and correct.

*Jelly Buchanan*  
Signature of Authorized Representative

April 15, 2005

Date

# *The Cultural Council, Inc.*

A non-profit corporation

7745 S.W. 142 Street, Palmetto Bay, Florida 33158-1515

Telephone: 305-238-1811 / 305-238-0703

FAX: 305-238-1298

E-mail: culturalcouncil@bellsouth.net

Website: culture-council.org

## BUDGET FOR JAZZ BY THE BAY 2004 and 2005

Expenses		Revenue	
Administrative	1,000	Admission	75,000
Performers fees	20,000	Contracted services	6,000
Technical fees	13,000	Corporate support	5,000
Other fees	7,000	Other revenue	6,500
Marketing	40,000	Grant	24,500
Printing	10,000	Cash on hand	3,000
Rentals	10,000		
Insurance	2,000		
Off-duty police	1,200		
Video production	5,000		
Supplies	5,000		
Utilities	3,000		
Postage	2,800		
	<hr/>		<hr/>
	117,000		117,000

## BUDGET FOR SATURDAY AND SUNDAY IN THE PARK WITH ART

Administrative	2,000	Contracted services	10,000
Marketing	20,000	Corporate support	20,000
Printing	8,000	Other revenue	10,000
Off-duty police	2,000	(we cannot charge admission)	
Video production	1,000		
Rentals and supplies	7,000		
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	40,000		40,000

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March 31, 2005

Communications Department  
Miami-Dade County  
111 N.W. First Street  
Miami, Florida 33128

RE: Saturday and Sunday In The Park With Art – October 2004  
Jazz By The Bay – February 26, 2005  
Saturday and Sunday In The Park With Art – October 2005

Gentlemen:

The Cultural Council, Inc., a non-profit charitable organization. Is submitting an application requesting a waiver of fees in connection with three Special Events.

The waiver of fees are for the bills from the Miami-Dade Park and Recreation Department.

On March 6, 2004, the Cultural Council presented its 17<sup>th</sup> annual Jazz concert on the grounds of the Palmetto Bay Village Center. The stage for this event was rented from the Miami-Dade Park and Recreation together with some barricades for a total cost of \$1,141.00

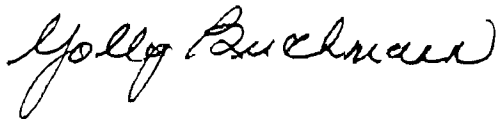
On February 26, 2005, the 18<sup>th</sup> annual Jazz concert was held at the same location. The invoice, submitted by the Park and Recreation Department, in the amount of \$791.00 covered \$391.00 for delivery and \$400.00 for the stage rental. The concert was rained out

On October 1<sup>st</sup> and 2<sup>nd</sup>, 2005, the fine art show will be held, again, and we will need the use of the stage and the County's sound system for the two days. The stage rental will be \$791.00. The sound system rents for an initial fee of \$350 plus \$50 per hour. The system will be in use for a total of 14 hours for the two days = \$700. Therefore, the total cost for the sound system will be \$1,050.00, per the Parks supervisor of that rental department. (A very inadequate sound system was used last year).

The Cultural Council is respectfully requesting waiver of these charges for the total amount of \$2,982. Copies of the statements are enclosed.

Attached please find the 11 questions asked under Process together with the application.

Respectfully submitted,



Yolly Buchmann  
President / Cultural Council, Inc.



PROCESS CRITERIA

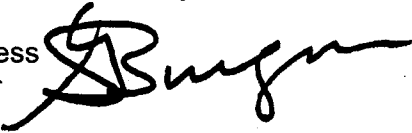
1. The two annual events presented by the Cultural Council pose an impact both locally and regionally. Attendees to both events come from Monroe, Broward and Palm Beach Counties besides Dade County.
2. The media coverage for both events is always extensive. It includes specially produced video shown on broadcast and cable companies; print advertising in the Miami Herald, Sun Sentinel, Palm Beach Post, New Times; in art and music publications, radio commercials on WLRN, WDNA, Love 94; signage and banners where permitted by owners.
3. The Cultural Council has always used its own internal resources.
4. The Cultural Council has never requested in-kind waivers in its 23 year history.
5. The organization has always acquired its own insurance per event and paid for required permits.
6. None
7. None
8. N/A
9. No
10. The total amount is \$2,982.00
11. These are two of the most major cultural events in South Miami-Dade County, run entirely by volunteers. These expenses have resulted in a budget deficit. Flexibility by the County would be tantamount to co-sponsorship to these events.

# Memorandum



**Date:** November 1, 2005

**To:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**From:** George M. Burgess  
County Manager 

**Subject:** District Specific In-Kind Request Recommendation

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The Office of Strategic Business Management (OSBM) has reviewed the attached in-kind request and recommends for the item to move forward to the Board of County Commissioners for consideration. The district specific in-kind reserve balance allows for the funding of this request.

## Background

A waiver for in-kind services is being requested by a not-for-profit organization The Cultural Council, Inc. for their 15<sup>th</sup> Annual Saturday and Sunday in the Park with Art scheduled for September 30 through October 2, 2005.

In-kind services have been requested in the amount of \$1,450 from the Park and Recreation Department for use of their stage and sound system. This event will be funded from the District 8 district specific in-kind reserve.

In FY 2005-06 the Cultural Council has not received any County funding for this event.

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